

59 KRM 21

✓ A JOINT RESOLUTION

PROPOSING an amendment to Section 18, Article VII, Constitution of the State of Texas, to withdraw Arlington State College from participation in the Permanent University Fund. *

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. That Section 18, Article VII, Constitution of the State of Texas, be amended to read as follows:

"Sec. 18. For the purpose of constructing, equipping, or acquiring buildings or other permanent improvements for the Texas A & M University System, including Texas A & M University, Prairie View Agricultural and Mechanical College of Texas at Prairie View, Tarleton State College at Stephenville, Texas Agricultural Experiment Stations, Texas Agricultural Extension Service, Texas Engineering Experiment Station at College Station, Texas Engineering Extension Service at College Station, and the Texas Forest Service, the Board of Directors is hereby authorized to issue negotiable bonds or notes not to exceed a total amount of one-third ($1/3$) of twenty per cent (20%) of the value of the Permanent University Fund exclusive of real estate at the time of any issuance thereof; provided, however, no building or other permanent improvement shall be acquired or constructed hereunder for use by any part of the Texas A & M University System, except at and for the use of the general academic institutions of said System, namely, Texas A & M University, Tarleton State College, and Prairie View A & M College, without the prior approval of the Legislature or of such agency as may be authorized by the Legislature to grant such approval; and for the purpose of constructing, equipping, or acquiring buildings or other permanent improvements for The University of Texas System, including The Main University of Texas at Austin, The University of Texas Medical Branch at Galveston, The University of Texas Southwestern Medical School at Dallas, The University of Texas Dental Branch at Houston, Texas Western College of The University of Texas at El Paso, ~~Arlington State College at Arlington~~, The University of Texas M. D. -Anderson Hospital and Tumor Institute at Houston, The University of Texas Postgraduate School of Medicine, The University of Texas School of Public Health, McDonald Observatory at Mount Locke, and the Marine Science Institute at Port Aransas, the Board of Regents of The University of Texas is hereby authorized to issue negotiable bonds and notes not to exceed a total amount of two-thirds ($2/3$) of twenty per cent (20%) of the value of the Permanent University Fund exclusive of real estate at the time of any issuance thereof; provided, however, no building or other permanent improvement shall be acquired or constructed hereunder for use by any institution of The University of Texas System, except at and for the use of the general academic institutions of said System, namely, The Main University, ~~and~~ Texas Western College, ~~and Arlington State College~~, without the prior approval of the Legislature or of such

1 agency as may be authorized by the Legislature to grant such approval.
2 Any bonds or notes issued hereunder shall be payable solely out of the
3 income from the Permanent University Fund. Bonds or notes so issued
4 shall mature serially or otherwise not more than thirty (30) years from
5 their respective dates.

6 "The Texas A & M University System and all of the institutions
7 constituting such System as hereinabove enumerated, and The University
8 of Texas System, and all of the institutions constituting such System as
9 hereinabove enumerated, shall not receive any General Revenue funds for
10 the acquiring or constructing of buildings or other permanent improve-
11 ments, except in case of fire, flood, storm, or earthquake occurring at
12 any such institution, in which case an appropriation in an amount suf-
13 ficient to replace the uninsured loss so incurred may be made by the
14 Legislature out of General Revenue funds.

15 "Said Boards are severally authorized to pledge the whole or any
16 part of the respective interests of Texas A & M University and of The
17 University of Texas in the income from the Permanent University Fund,
18 as such interests are now apportioned by Chapter 42 of the Acts of the
19 Regular Session of the Forty-second Legislature of the State of Texas,
20 for the purpose of securing the payment of the principal and interest of
21 such bonds or notes. The Permanent University Fund may be invested
22 in such bonds or notes.

23 "All bonds or notes issued pursuant hereto shall be approved by the
24 Attorney General of Texas and when so approved shall be incontestable.
25 This amendment shall be self-enacting; provided, however, that nothing
26 herein shall be construed as impairing any obligation heretofore created
27 by the issuance of any outstanding notes or bonds under this section by
28 the respective Boards prior to the adoption of this amendment but any
29 such outstanding notes or bonds shall be paid in full, both principal and
30 interest, in accordance with the terms of such contracts."

31 Sec. 2. The foregoing constitutional amendment shall be submitted
32 to a vote of the qualified electors of this state at an election to be held
33 on the first Tuesday after the first Monday in November, 1966, at which
34 election all ballots shall have printed on them the following:

25 "FOR the constitutional amendment withdrawing Arlington State
26 College from participation in the Permanent University Fund."

27 "AGAINST the constitutional amendment withdrawing Arlington State
28 College from participation in the Permanent University Fund."

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30 Sec. 3. The Governor of the State of Texas shall issue the necessary
44 proclamation for the election and this amendment shall be published in
45 the manner and for the length of time as required by the constitution and
46 laws of this state.

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Austin, Texas

May 19, 1965

Hon. Preston Smith
President of the Senate

Sir:

We, your Committee on Constitutional Amendments,
to which was referred SJR B. No. 39, have had the same under
consideration, and I am instructed to report it back to the
Senate with the recommendation that it do _____
pass _____ and be _____ printed.


Chairman

C.A.S.

A JOINT RESOLUTION

Proposing an amendment to Section 18, Article VII,
Constitution of the State of Texas, to withdraw
Arlington State College from participation in the
Permanent University Fund.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. That Section 18, Article VII,
Constitution of the State of Texas, be amended to read as follows:

"Section 18. For the purpose of constructing, equipping, or
acquiring buildings or other permanent improvements for the
Texas A & M University System, including Texas A & M University,
Prairie View Agricultural and Mechanical College of Texas at
Prairie View, Tarleton State College at Stephenville, Texas
Agricultural Experiment Stations, Texas Agricultural Extension
Service, Texas Engineering Experiment Station at College Station,
Texas Engineering Extension Service at College Station, and the
Texas Forest Service, the Board of Directors is hereby authorized
to issue negotiable bonds or notes not to exceed a total amount of
one-third (1/3) of twenty per cent (20%) of the value of the
Permanent University Fund exclusive of real estate at the time of
any issuance thereof; provided, however, no building or other
permanent improvement shall be acquired or constructed hereunder
for use by any part of the Texas A & M University System, except
at and for the use of the general academic institutions of said
System, namely, Texas A & M University, Tarleton State College, and
Prairie View A & M College, without the prior approval of the
Legislature or of such agency as may be authorized by the...

Legislature to grant such approval; and for the purpose of constructing, equipping, or acquiring buildings or other permanent improvements for The University of Texas System, including The Main University of Texas at Austin, The University of Texas Medical Branch at Galveston, The University of Texas Southwestern Medical School at Dallas, The University of Texas Dental Branch at Houston, Texas Western College of The University of Texas at El Paso, The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston, The University of Texas Postgraduate School of Medicine, The University of Texas School of Public Health, McDonald Observatory at Mount Locke, and the Marine Science Institute at Port Aransas, the Board of Regents of The University of Texas is hereby authorized to issue negotiable bonds and notes not to exceed a total amount of two-thirds ($\frac{2}{3}$) of twenty per cent (20%) of the value of the Permanent University Fund exclusive of real estate at the time of any issuance thereof; provided, however, no building or other permanent improvement shall be acquired or constructed hereunder for use by any institution of The University of Texas System, except at and for the use of the general academic institutions of said System, namely, The Main University and Texas Western College, without the prior approval of the Legislature or of such agency as may be authorized by the Legislature to grant such approval. Any bonds or notes issued hereunder shall be payable solely out of the income from the Permanent University Fund. Bonds or notes so issued shall mature serially or otherwise not more than thirty (30) years from their respective dates.

"The Texas A & M University System and all of the institutions constituting such System as hereinabove enumerated, and The University of Texas System, and all of the institutions constituting such System as hereinabove enumerated, shall not receive any General Revenue funds for the acquiring or constructing of buildings or other permanent improvements, except in case of fire, flood, storm, or earthquake occurring at any such institution, in which case an appropriation in an amount sufficient to replace the uninsured loss so incurred may be made by the Legislature out of General Revenue funds.

"Said Boards are severally authorized to pledge the whole or any part of the respective interests of Texas A & M University and of The University of Texas in the income from the Permanent University Fund, as such interests are now apportioned by Chapter 42 of the Acts of the Regular Session of the 42nd Legislature of the State of Texas, for the purpose of securing the payment of the principal and interest of such bonds or notes. The Permanent University Fund may be invested in such bonds or notes.

"All bonds or notes issued pursuant hereto shall be approved by the Attorney General of Texas and when so approved shall be incontestable. This Amendment shall be self-enacting; provided, however, that nothing herein shall be construed as impairing any obligation heretofore created by the issuance of any outstanding notes or bonds under this Section by the respective Boards prior to the adoption of this Amendment but any such outstanding notes or bonds shall be paid in full, both principal and interest, in accordance with the terms of such contracts."

Sec. 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of this state at an election to be held on the first Tuesday after the first Monday in November, 1966, at which election all ballots shall have printed on them the following:

"FOR the Constitutional Amendment withdrawing
Arlington State College from participation in the
Permanent University Fund."

"AGAINST the Constitutional Amendment withdrawing
Arlington State College from participation in the
Permanent University Fund."

Sec. 3. The Governor of the State of Texas shall issue the necessary proclamation for the election and this Amendment shall be published in the manner and for the length of time as required by the constitution and laws of this state.

FORM A

(For favorable and unfavorable reports on bills and resolutions, where no committee amendments are recommended.)

COMMITTEE REPORT

Date 5-31-65,

HON. BEN BARNES

Speaker of the House of Representatives.

Sir:

We, your Committee on Constitutional Amendments, to whom was referred SJR. No. 39, have had the same under consideration and beg to report back with recommendation that it { ~~do~~ ^{do} } pass, and be not printed

Chairman.

(When this form is used for a favorable report on a general bill the words "do not" are marked out. If the bill is a local bill the word "not" should be inserted before the word "printed." When used for an unfavorable report the word "do" is marked out, the comma after "pass" is changed to a period, and the remaining words also marked out.)

(When this form is used for a simple or concurrent resolution the comma after "pass" should be changed to a period and the remaining words stricken out because resolutions are printed in the Journal when first introduced.)

A JOINT RESOLUTION

Proposing an amendment to Section 18, Article VII, Constitution of the State of Texas, to withdraw Arlington State College from participation in the Permanent University Fund.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. That Section 18, Article VII, Constitution of the State of Texas, be amended to read as follows:

"Section 18. For the purpose of constructing, equipping, or acquiring buildings or other permanent improvements for the Texas A & M University System, including Texas A & M University, Prairie View Agricultural and Mechanical College of Texas at Prairie View, Tarleton State College at Stephenville, Texas Agricultural Experiment Stations, Texas Agricultural Extension Service, Texas Engineering Experiment Station at College Station, Texas Engineering Extension Service at College Station, and the Texas Forest Service, the Board of Directors is hereby authorized to issue negotiable bonds or notes not to exceed a total amount of one-third ($1/3$) of twenty per cent (20%) of the value of the Permanent University Fund exclusive of real estate at the time of any issuance thereof; provided, however, no building or other permanent improvement shall be acquired or constructed hereunder for use by any part of the Texas A & M University System, except at and for the use of the general academic institutions of said System, namely, Texas A & M University, Tarleton State College, and Prairie View A & M College, without the prior approval of the Legislature or of such agency as may be authorized by the

Legislature to grant such approval; and for the purpose of constructing, equipping, or acquiring buildings or other permanent improvements for The University of Texas System, including The Main University of Texas at Austin, The University of Texas Medical Branch at Galveston, The University of Texas Southwestern Medical School at Dallas, The University of Texas Dental Branch at Houston, Texas Western College of The University of Texas at El Paso, The University of Texas M. D. Anderson Hospital and Tumor Institute at Houston, The University of Texas Postgraduate School of Medicine, The University of Texas School of Public Health, McDonald Observatory at Mount Locke, and the Marine Science Institute at Port Aransas, the Board of Regents of The University of Texas is hereby authorized to issue negotiable bonds and notes not to exceed a total amount of two-thirds ($\frac{2}{3}$) of twenty per cent (20%) of the value of the Permanent University Fund exclusive of real estate at the time of any issuance thereof; provided, however, no building or other permanent improvement shall be acquired or constructed hereunder for use by any institution of The University of Texas System, except at and for the use of the general academic institutions of said System, namely, The Main University and Texas Western College, without the prior approval of the Legislature or of such agency as may be authorized by the Legislature to grant such approval. Any bonds or notes issued hereunder shall be payable solely out of the income from the Permanent University Fund. Bonds or notes so issued shall mature serially or otherwise not more than thirty (30) years from their respective dates.

"The Texas A & M University System and all of the institutions constituting such System as hereinabove enumerated, and The University of Texas System, and all of the institutions constituting such System as hereinabove enumerated, shall not receive any General Revenue funds for the acquiring or constructing of buildings or other permanent improvements, except in case of fire, flood, storm, or earthquake occurring at any such institution, in which case an appropriation in an amount sufficient to replace the uninsured loss so incurred may be made by the Legislature out of General Revenue funds.

"Said Boards are severally authorized to pledge the whole or any part of the respective interests of Texas A & M University and of The University of Texas in the income from the Permanent University Fund, as such interests are now apportioned by Chapter 42 of the Acts of the Regular Session of the 42nd Legislature of the State of Texas, for the purpose of securing the payment of the principal and interest of such bonds or notes. The Permanent University Fund may be invested in such bonds or notes.

"All bonds or notes issued pursuant hereto shall be approved by the Attorney General of Texas and when so approved shall be incontestable. This Amendment shall be self-enacting; provided, however, that nothing herein shall be construed as impairing any obligation heretofore created by the issuance of any outstanding notes or bonds under this Section by the respective Boards prior to the adoption of this Amendment but any such outstanding notes or bonds shall be paid in full, both principal and interest, in accordance with the terms of such contracts."

Sec. 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of this state at an election to be held on the first Tuesday after the first Monday in November, 1966, at which election all ballots shall have printed on them the following:

"FOR the Constitutional Amendment withdrawing
Arlington State College from participation in the
Permanent University Fund."

"AGAINST the Constitutional Amendment withdrawing
Arlington State College from participation in the
Permanent University Fund."

Sec. 3. The Governor of the State of Texas shall issue the necessary proclamation for the election and this Amendment shall be published in the manner and for the length of time as required by the constitution and laws of this state.

S. J. R. No. 39

Lieutenant Governor
President of the Senate

Speaker of the House

I hereby certify that S. J. R. No. 39 passed the Senate on
May 29, 1965, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S. J. R. No. 39 passed the House on
May 31, 1965, by the following vote: Yeas 139, Nays 4.

Chief Clerk of the House

Approved:

6-16-65

Date

signed
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
8:45 P.M. O'CLOCK

JUN 20 1965

Crawford C. Martin
Secretary of State

By: Kennard

S. J. R. No. 39

Proposing an amendment to Section 18, Article VII, Constitution of the State of Texas, to withdraw Arlington State College from participation in the Permanent University Fund.

3-11-65 Read first time and referred to Committee on Constitutional Amendments.

5-19-65 Reported favorably.

5-29-65 Regular order of business suspended by unanimous consent to permit consideration.

5-29-65 Read second time, amended and ordered engrossed.

5-29-65 Senate Rule 32 and Constitutional Rule (Sec. 32, Art. suspended by a vote of 31 Yeas, 0 Nays, to place bill on third reading and final passage.

5-29-65 Read third time and passed by the following vote:
Yeas 31, Nays 0

Charles Schnabel, Secretary of the Senate

5-29-65 Engrossed.

Eddie McGinnis
ENGROSSING CLERK

MAY 29 1965

SENT TO HOUSE

MAY 29 1965

MAY 31 1965

Received from
the Senate.

Dorothy Hallman
Chief Clerk, House of Representatives

MAY 31 1965

MOTION TO RECONSIDER THE V
WHICH *S. J. R. # 39*
WAS PASSED AND TO TABLE THE MOTION TO RE
SIDER PREVAILED CARRIED BY A *yea-nay* VOTE
AYES AND NAYES

Dorothy Hallman
Chief Clerk, House of Representatives

MAY 29 1965

READ 1ST TIME
AND REFERRED TO COMMITTEE ON

*Constitutional
Amendments*

MAY 31 1965

RETURNED TO SENATE

MAY 29 1965

DATE

READ AND ADOPTED

Dorothy Hallman
Chief Clerk
HOUSE OF REPRESENTATIVES

REPORTED FAVORABLY

ORDERED NOT PRINTED

SENT TO THE SPEAKER

MAY 31 1965

Read third time

and Adopted and Passed

following votes: yeas *139*

nays *4*

Dorothy Hallman
Chief Clerk

MAY 31 1965

RETURNED
FROM HOUSE

A JOINT RESOLUTION

Participation in the
University of Texas
System,
Texas.

PROPOSING an amendment to Section 18,
Article VII Constitution of the State of
Texas, to ~~transfer~~ transfer Arlington State College
from the Texas A & M University System
to ~~the University of Texas System~~ for
building and permanent improvement
financing purposes.

MAY 29 1965

Senate Rule 32 and
Constitutional Rule (Sec. 32, Art. III)
suspended by a vote of 31 yeas,
0 nays, to place bill on third
reading and final passage.

MAY 29 1965

READ THIRD TIME AND PASSED
BY THE FOLLOWING VOTE:

Yeas 31 Nays 0
Charles Schmalzel
Secretary of the Senate

MAR 11 1965

Read first time
and referred to Committee
on Constitutional Amendments

MAY 19 1965
Reported Favorably:

MAY 29 1965
Regular order of business sus-
pended by unanimous consent to
permit consideration.

MAY 29 1965

READ SECOND TIME amended
AND ORDERED ENGROSSED

5-29-1965 Engrossed
Ernest M. Schmalzel
Engrossing Clerk